

## UNITED STATES DISTRICT COURT

for the

Southern District of Georgia

Savannah Division

FILED  
U.S. DISTRICT COURT  
SAVANNAH DIV.

2009 MAR 12 PM 1:47

United States of America )

v. )

Randy Antonio Martin )

Date of Previous Judgment: July 24, 2007 )

(Use Date of Last Amended Judgment if Applicable) )

Case No: CR407-00045-001 DIST. OF GA.

USM No: 13071-021

Richard C. Metz

Defendant's Attorney

## Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 168 months is reduced to 135 months.

## I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 31Amended Offense Level: 29Criminal History Category: IIICriminal History Category: IIIPrevious Guideline Range: 135 to 168 monthsAmended Guideline Range: 120 to 135 months

## II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):

## III. ADDITIONAL COMMENTS

In accordance with the required review of the sentencing factors set forth in 18 U.S.C. § 3553(a), the Court imposes a sentence at the top end of the amended advisory guideline range. The defendant has a considerable history of involvement in drug distribution. At the time of sentencing, there was no indication that the defendant had engaged in any legitimate occupation for the previous seven years. Based on the nature of the offense, as well as the history and characteristics of the defendant, the Court has imposed a sentence of 135 months.

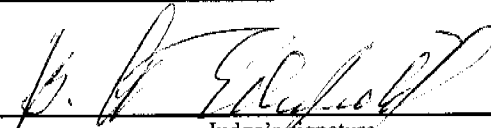
Except as provided above, all provisions of the judgment dated July 24, 2007, shall remain in effect.

IT IS SO ORDERED.

Order Date: 3-12-2009

Effective Date:

(if different from order date)

  
Judge's signature

B. Avant Edenfield  
United States District Judge  
For the Southern District of Georgia  
Printed name and title